



02/20/97

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Pergolizzi et al.  
 Serial No.: 08/479,995 Group Art Unit: 1807  
 Filed: June 7, 1995 Ex'r: Ardin Marschel, Ph.D  
 Title: ANALYTE DETECTION UTILIZING POLYNUCLEOTIDE  
 SEQUENCES, COMPOSITION, PROCESS AND KIT

**FILED BY EXPRESS MAIL**

COPY

Honorable Commissioner of  
 Patents and Trademark  
 Washington, D.C. 20231

**BOX NON-FEE AMENDMENT**

Sir:

Transmitted herewith is a Supplemental Communication to Applicants' April 12, 1996 Second Preliminary Amendment and their April 15, 1996 Supplemental Amendment thereto in the above-identified patent application.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total	537	Minus	533	= 0	x 22	\$ 0
Indep	21	Minus	21	= 0	x 80	\$ 0
( ) First Presentation of Multiple Dependent Claims					+ 260	\$ 0
TOTAL ADDITIONAL FEE -----						\$ 0

( ) Charge Deposit Account No. 05-1135 in the amount of \$\_\_\_\_\_.

( ) A check in the amount of \$\_\_\_\_\_ is attached.

(X) The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1135: any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims and any patent application processing fees under 37 C.F.R. §1.17.

Copies are being provided in triplicate.

FEBRUARY 20, 1997  
 Date

Respectfully submitted,

Ronald C. Fedus  
 Registration No. 32,567  
 Attorney for Applicant(s)

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 Tel. (212) 583-0100

Attorney's Docket No.: **Enz-11(C2)(D1)(C2)**

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No.	EM49424142
Deposit Date	FEBRUARY 20, 1997
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 110 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231	
	FEB 20 97
Ronald C. Fedus	Date

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

60099 U.S. PTO



02/20/97

Applicants:	Robert G. Pergolizzi et al.	)
Serial No.	08/479,995	)
Filed:	June 7, 1995	)
Title:	COMPOSITION UTILIZING POLYNUCLEOTIDE SEQUENCES TO DETECT AN ANALYTE	)

Group Art Unit: 1807  
Examiner: Ardin Marschel, Ph.D.

527 Madison Avenue, 9th Floor  
New York, New York 10022  
February 20, 1997

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Honorable Commissioner of Patents and Trademarks  
United States Patent and Trademark Office  
Washington, D.C. 20231

**Box: Non-Fee Amendment**

**SUPPLEMENTAL COMMUNICATION TO APPLICANTS'  
APRIL 12, 1996 SECOND PRELIMINARY AMENDMENT  
AND APRIL 15, 1996 SUPPLEMENTAL AMENDMENT THERETO**

Dear Sir:

This Supplemental Communication follows Applicants' April 12, 1996 Second Preliminary Amendment and April 15, 1996 Supplemental Amendment to Applicants' April 12, 1996 Second Preliminary Amendment. No extension fee is believed necessary because Applicants are awaiting a first action by the Examiner.

Claims 283 - 438 are currently pending in this application. Claims 283 - 437 were submitted in Applicants' April 12, 1996 Second Preliminary Amendment and claim 438 was submitted in their April 15, 1996 Supplemental Amendment.

Enz-11(C2)(D1)(C2)

EXPRESS MAIL CERTIFICATE	
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I hereby certify that this paper and the attachments herein are being deposited with the United States Patent and Trademark Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231	
	FCB 20 97
Date	

Pergolizzi et al.  
Serial No.: 08/479,995  
Filing Date: June 7, 1995  
Page 2 (Supplemental Communication To Applicants' April 12, 1996 Second Preliminary Amendment and April 15, 1996 Supplemental Amendment Thereto) - February 20, 1997)

In an effort to assist the Examiner's review of pending claims 283-438, Applicants' undersigned attorney has prepared and is submitting herewith a claim chart (attached hereto as Exhibit 1). The attached chart shows support for each of the previously submitted claims. It is believed that the accompanying chart is self-explanatory and should be helpful in allowing the Examiner to track the support for the subject matter of each claim. Applicants' Washington associates are hand delivering a courtesy copy to Dr. Ardin Marschel in Group 1807.

No fee is believed due in connection with this Supplemental Communication. In the event that any fee or fees are due, however, authorization is given to change the amount of any such fee or fee(s) to Deposit Account No. 05-1135, or to credit any overpayment thereto.

Applicants are also submitting herewith a Change of Correspondence Address Request indicating the new communication numbers for Applicants' attorney.

If it would be helpful in expediting prosecution of this application, the undersigned may be contacted at (212) 583-0100 during business hours.

Respectfully submitted,



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Attorney for Applicants

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